

## **PART 2600—NONPROCUREMENT DEBARMENT AND SUSPENSION**

Sec.

2600.10 What does this part do?

2600.20 Does this part apply to me?

2600.30 What policies and procedures must I follow?

### **Subpart A—General**

2600.137 Who in NARA may grant an exception to let an excluded person participate in a covered transaction?

### **Subpart B—Covered Transactions**

2600.220 What contracts and subcontracts, in addition to those listed in 2 CFR 180.220, are covered transactions?

### **Subpart C—Responsibilities of Participants Regarding Transactions**

2600.332 What methods must I use to pass requirements down to participants at lower tiers with whom I intend to do business?

### **Subpart D—Responsibilities of Federal Agency Officials Regarding Transactions**

2600.437 What method do I use to communicate to a participant the requirements described in the OMB guidance at 2 CFR 180.435?

### **Subparts E–J [Reserved]**

**AUTHORITY:** Sec. 2455, Pub. L. 103–355, 108 Stat. 3327; E.O. 12549, 3 CFR, 1986 Comp., p. 189; E.O. 12689, 3 CFR, 1989 Comp., p. 235; 44 U.S.C. 2104(a).

**SOURCE:** 72 FR 2768, Jan. 23, 2007, unless otherwise noted.

#### **§ 2600.10 What does this part do?**

This part adopts the Office of Management and Budget (OMB) guidance in subparts A through I of 2 CFR part 180, as supplemented by this part, as NARA's policies and procedures for nonprocurement debarment and suspension. It thereby gives regulatory effect for NARA to the OMB guidance as supplemented by this part. This part satisfies the requirements in section 3 of Executive Order 12549, “Debarment and Suspension” (3 CFR 1986 Comp., p. 189), Executive Order 12689, “Debarment and Suspension” (3 CFR 1989 Comp., p. 235) and 31 U.S.C. 6101 note

(Section 2455, Pub. L. 103–355, 108 Stat. 3327).

#### **§ 2600.20 Does this part apply to me?**

This part and, through this part, pertinent portions of the OMB guidance in subparts A through I of 2 CFR part 180 (see table at 2 CFR 180.100(b)) apply to you if you are a—

(a) Participant or principal in a “covered transaction” (see subpart B of 2 CFR part 180 and the definition of “nonprocurement transaction” at 2 CFR 180.970.

(b) Respondent in a NARA suspension or debarment action.

(c) NARA debarment or suspension official;

(d) NARA grants officer, agreements officer, or other official authorized to enter into any type of nonprocurement transaction that is a covered transaction;

#### **§ 2600.30 What policies and procedures must I follow?**

NARA policies and procedures that you must follow are the policies and procedures specified in each applicable section of the OMB guidance in subparts A through I of 2 CFR part 180, as that section is supplemented by the section in this part with the same section number. The contracts that are covered transactions, for example, are specified by section 220 of the OMB guidance (i.e., 2 CFR 180.220) as supplemented by section 220 in this part (i.e., § 2600.220). For any section of OMB guidance in subparts A through I of 2 CFR 180 that has no corresponding section in this part, NARA policies and procedures are those in the OMB guidance.

### **Subpart A—General**

#### **§ 2600.137 Who in NARA may grant an exception to let an excluded person participate in a covered transaction?**

The Archivist of the United States or designee may grant an exception permitting an excluded person to participate in a particular covered transaction as provided in the OMB guidance at 2 CFR 180.135.